



Docket No. 2096.00C

B Nimmer
10-2-01

3728

#6/Election

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: DAVE W. GORDON)
SERIAL NO.: 09/768,969)
FOR: THERMAL BOOT COVER)
FILED: 2096.00C)
GROUP ART 3728)
EXAMINER: M. PATTERSON)

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231 ON THE DATE SHOWN.

Date: 8/21/01

Frank J. Patterson

RESPONSE TO OFFICE ACTION DATED 8/21/01

COMMISSIONER OF PATENTS
AND TRADEMARKS

WASHINGTON, D.C. 20231

DEAR SIR:

In response to the Office Action dated August 21, 2001, please consider the following remarks:

REMARKS

The Examiner indicates in the present Office Action that the application contains claims directed to four patentably distinct species of the claimed invention, subspecies 1-6. The Examiner has required restriction for examination purposes.

For the purposes of satisfying this requirement for restriction, applicant hereby provisionally elects species No. I. 5, claim 10 with traverse.

The Commissioner is authorized to charge any additional costs or credit any overpayments to the deposit account of the undersigned, No. 03-1127.

Respectfully submitted,

FRANK J. CATALANO, P.C.



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